

The Leader-Garland Times

STATE OF UTAH

County of Box Elder

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APR 25 2005

DIV OF OIL GAS & MINING

I, Lesley J. Smith

being first duly sworn, depose and say The Leader, a weekly newspaper of general circulation, published once each week, at Tremonton, Utah; that the foregoing notice was published in said newspaper for (1) one consecutive weeks, the first publication having been made on the 6 day of April, 19 2005, and the last publication on the 6 day of April, 19 2005. That said notice was published in the regular and entire issue of every number of paper during the period and times of publication, and the same was published in the newspaper proper and not in the supplement.

Lesley J. Smith
Signature of person preparing proof of publication

Subscribed and sworn to before me this 20th day of April, 19 05.

Joan I. Evans Notary Public
NOTARY PUBLIC
JOAN I. EVANS
10219 W Hwy 102
Tremonton, UT 84307
My Commission Expires
March 4, 2007
STATE OF UTAH

Publication fee \$132.40

BEFORE THE DIVISION OF
OIL, GAS AND MINING
DEPARTMENT OF NATURAL
RESOURCES
STATE OF UTAH

—ooOoo—

IN THE MATTER OF TENTATIVE
DECISION TO APPROVE A
LARGE
NOTICE OF TENTATIVE
MINING AND RECLAMATION
PLAN : DECISION TO APPROVE
FOR I & P INVESTMENTS,
GREEN PEAK
MINE, BOX ELDER COUNTY,
UTAH : N O .
M/003/060

—ooOoo—

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTIONS 11, 14, AND 23, TOWNSHIP 10 NORTH, RANGE 16 WEST, SLBM, BOX ELDER COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for I & P Investments Green Peak Mine. Mining activities will affect the following area: Portions of: the SE 1/4 of the SW 1/4 of Section 11; the N 1/2 of the NE 1/4 of the NW 1/4 of the SE 1/4 of Section 14; and the N 1/2 of the NE 1/4 of the NE 1/4 of Section 23; Township 10 North, Range 16 West, SLBM, Box Elder County, Utah.

I & P Investments has submitted a permit application to expand an existing small mining project to a large mining operation. Reclamation surety will be provided to the Division for the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 12.4 acres of federal land.

During Operations:

All available soil materials will be salvaged prior to quarry operations and stockpiled for use during reclamation. A hydraulic excavator will be used to extract the stone from the quarry and load it on trucks to haul to the mill area to be split, sorted and prepared for market. Waste materials will be hauled to the waste rock dump area. Mining will be conducted in two phases, with each phase removing about 15 feet of material over the quarry area. Near the end of phase one (approximately two years), the waste rock dump will be of sufficient size that the operations at the mill site will be moved to the waste rock dump area. The mill site will then be reclaimed. Infrequent blasting may occur and will follow a MSHA approved blasting plan. Stone is split by hand to uniform size and stacked on pallets for shipping. Unusable

dump. When sufficient areas are quarried out, waste materials will be left at the quarry location. If market conditions warrant, crushed and/or tumbled materials will also be sold. Dust will be controlled on the site and roads by using gravel and/or water. Equipment includes a D-8 bulldozer, three trackhoes, one water truck, ten haul trucks and a 45kw generator.

After Operations:

The mill area will be reclaimed when there is sufficient area on the waste rock dump area to prepare rock for market (approximately two years). The mill area will then be recontoured with soil material added at a 6' depth and 10 tons per acre of composted manure or biosolids will be applied. The area will then be ripped to a two-foot depth and seeded with the approved seed mix. A berm of rock will be left along the road to protect the reclaimed area.

At the end of mine life, the quarry will be recontoured to approximately 4v:1h slopes. The waste rock dump slopes will be regraded and contoured to 3v:1h slopes. Soil materials will be placed on the regraded areas at an average depth of six inches. Composted manure or biosolids will be applied at a rate of ten tons per acre. The areas will then be ripped to a depth of two feet. An approved seed mix will be used to re-establish vegetation to support the post mining land use of grazing and wildlife habitat. The access road from Star Stone Quarries, Inc.'s Rosebud quarry to the Green Peak will be regraded to approximate original contours and seeded with the approved seed mix. Road sections not needing regrading will be ripped to a two-foot depth to eliminate compaction and seeded. The area will be monitored for noxious weeds, and appropriate weed control measures will be implemented as required.

The person representing the company is Mr. Michael Pauletto; Phone (360) 693-1478. I & P Investments is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mark Mesch, Acting Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 1st day of
April, 2005
STATE OF UTAH
DIVISION OF OIL, GAS
AND MINING
/s/ Mark Mesch for
Mary Ann Wright
Acting Director